

**Local Agency Formation Commission
Of Modoc County
Special Meeting**

Minutes of April 24, 2008

1. Call to Order:

Chairman Dunn and vice-chair Andreassen were not present (Vice-Chair Andreassen has been replaced by the City of Alturas with Councilman John Schreiber. Commissioner Dunn had business in Sacramento and Chico and was unable to be present since the meeting date had changed.

Dan Macsay was elected chair pro-tem by the members present and called the meeting to order at 5:10 pm in the City Council Chambers, Alturas City Hall.

Commissioners present: Marie Neer, Dan Macsay, John Dedrick and John Schreiber.

Staff present: John Benoit, Executive Officer

Pledge of Allegiance

2. Approval of Agenda:

Commissioner Dedrick made the motion to approve the agenda; seconded by Commissioner Neer. All in favor: Commissioners Dedrick, Neer Schreiber and Macsay.

3. Correspondence:

None

4. Approval of Minutes:

John Benoit, explained Pat Clark had a stroke and the minutes of February 12, 2008 will be adopted at a subsequent meeting.

5. PUBLIC FORUM: Members of the public may address the Commission on matters under its jurisdiction that are not on the agenda. The Commission may limit the public comment to three minutes. The Commission may not render any decisions other than those items that are contained on the agenda; the public may request an item to be placed on a subsequent agenda.

None

6. Selection of Public Member Alternate to replace Rod Cameron for an unexpired term ending in May 2009.

Commissioner Schreiber said he had two names submitted previously, Larry Pickett and Jerry Shea. Marie Neer also stated she would try to recruit a public member alternate.

7. Public Hearing regarding the FY 2008-2009 Budget.

John Benoit presented the Executive Officer's report and reviewed the budget categories for FY 2008-2009. The public hearing was opened at 5:17 pm. Commissioner Macsay had a question regarding the Calafco dues for FY 2008-2008, which are \$750.00.

The public hearing was closed at 5:24 pm

Commissioner Dedrick moved to approve the FY 2008-2009 Budget, seconded by Commissioner Neer and passed by a vote of 4 (Commissioners Dedrick, Schreiber, Macsay and Neer with 1 member absent (Dunn).

8. Review and Authorize payment of claims.

Commissioner Neer made the motion to authorize payment of claims for February and March 2008; seconded by Commissioner Dedrick. All in favor: Commissioners Macsay, Neer, Schreiber and Dedrick.

9. Request for LAFCO Fee Waiver for Formation of Health Care District.

Judy Mason and Mike Mason presented a request by the Save our Hospital Committee for a LAFCO fee waiver for a future application before LAFCO.

Discussion took place regarding the proposed fee waiver, Commissioner Dedrick needed additional information.

John Benoit responded by stating fees were for staff time and materials, legal advertising, postage copying and a filing with the California State Board of Equalization.

Commissioner Macsay would like to see more information regarding LAFCO fees and to clarify which fees can and cannot be waived.

This item will be continued to the June 10, 2008 meeting to determine which fees can be waived and the cost of processing the application. Staff has been directed to draft a resolution so no confusion will occur. The Commission desires Counsel review of the resolution.

10. Review Senate Local Government Committee and consider position regarding SB 1117 (Hot Springs Valley Irrigation District).

- a. Consider position on this legislation.

John Benoit explained the legislation and will bring back a status report at the next LAFCO meeting.

11. Adoption of an updated Application Form and Instructions

Staff presented revisions to the application forms including deleting the environmental information form and language to comply with AB -745, political contributions for and against proposals.

Upon motion of Commissioner Neer and seconded by Commissioner Dedrick, it was approved by a vote of 4 with one absence.

12. Executive Officer's Monthly Report – General Discussion

John Benoit gave a legislative report of current LAFCO legislation

John Benoit gave an update of the review of the Canby CSD files and determined the true boundary of the district. John Benoit was concerned that since the electronic map prepared was never verified, that other maps may need to be verified prior to being used.

13. Commissioners Reports – Discussion

No commissioner reports were presented

The next meeting will be June 10, 2008.

There being no further business to come before this Commission, the meeting was adjourned at 6:20 pm.

Respectfully submitted,

John Benoit, Executive Officer

Approved: _____
Dan Macsay, Chair Pro-tem, LAFCO

Attest: _____
John Benoit, Executive Officer